

# MEMO ENDORSED

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October 11, 2024

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## VIA ECF

The Honorable Valerie E. Caproni  
United States District Judge  
Southern District of New York  
Thurgood Marshall U.S. Courthouse  
40 Foley Square  
New York, New York 10007

USDC SDNY  
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Re: United States v. Figueroa, et al., 22 Cr. 582 (VEC)

Dear Judge Caproni:

We represent Mr. Nelson Olivo, a defendant in the above-captioned matter. Pursuant to Rule 3(A)(i) of Your Honor's Individual Practices in Criminal Cases, we ask that Your Honor accept under seal the unredacted version of Mr. Olivo's sentencing memorandum. We filed a redacted version of the memorandum on the docket moments ago in accordance with Rule(A)(ii).<sup>1</sup>

The redactions are appropriate because they discuss minors' names, the proffer of a witness, and Mr. Olivo's sensitive information, including medical information and references to Mr. Olivo's disciplinary records at MDC. The government consents to this request.

Respectfully submitted,

/s/ Kathleen E. Cassidy

Kathleen E. Cassidy  
Thomas McKay  
Courtney Morphet  
Victor O. Obasaju

cc: AUSA Matthew R. Shahabian (by ECF)  
AUSA Jane Y. Chong (by ECF)

<sup>1</sup> Pursuant to Rule 3(A)(iii), we intend to email the unredacted version of Mr. Olivo's letter to CaproniNYSDChambers@nysd.uscourts.gov (with the information to be redacted highlighted in grey).

Application GRANTED with respect to Exhibits A, C, D, and E of Mr. Olivo's Sentencing Submission.

Application DENIED without prejudice with respect to Exhibit B of Mr. Olivo's Sentencing Submission and the reference to Exhibit B in the Sentencing Submission. Not later than **Friday, October 18, 2024**, Mr. Olivo must either file an unredacted version of Exhibit B and a properly redacted version of the Sentencing Submission on the public docket, or file a letter explaining why Exhibit B should be filed under seal.

SO ORDERED.

 10/15/2024

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE